IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

DAVID ANTHONY HARRIS,)
)
Petition	er,)
)
V •) 1:23-cv-260
)
TODD E. ISHEE, Secretar	у)
of the NCDPS Prisons,)
)
Responde	nt.)

ORDER

On October 30, 2023, the United States Magistrate Judge's Order and Recommendation ("Recommendation") was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 4, 5.) No objections were filed within the time limits prescribed by Section 636.

Therefore, the court need not make a <u>de novo</u> review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED that the Magistrate Judge's
Recommendation is ADOPTED. IT IS FURTHER ORDERED that this
action and the entire record is transferred to United States
District Court for the Eastern District of North Carolina for
further screening and/or further proceedings. The court further
finds there is no substantial showing of the denial of a
constitutional right affecting the conviction nor a debatable

procedural ruling, therefore a certificate of appealability is not issued.

A Judgment dismissing this action will be entered contemporaneously with this Order.

This the 12th day of December, 2023.

United States District Judg